

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ELAINE S WENDEL,

Plaintiff,

v.

Civil Action No. 1:15-cv-00936-JTC

MULLOOLY, JEFFREY, ROONEY
& FLYNN, LLP.,

Defendant.

NOTICE OF MOTION TO AMEND PLAINTIFF'S COMPLAINT
AND JOIN RICHARD G. SCHNEIDER AS PLAINTIFF

Please take notice that based on the annexed affirmation of Seth J. Andrews, Esq., along with all of the annexed documents and exhibits (Proposed First Amended Complaint with Exhibits, "redlined" version of proposed First Amended Complaint and), the annexed memorandum of law, and upon all of the pleadings made up to this point, Plaintiff will move this court, on a date and time of its choosing, to enter an order permitting Plaintiff to amend its complaint to add Richard G. Schneider as a Plaintiff and to serve the proposed amended complaint on Defendant. To the extent that Defendant opposes Plaintiff's motion, Plaintiff requests permission to file a reply brief.

Respectfully Submitted,

Dated: December 28, 2015

/s/ Seth J. Andrews
Seth J. Andrews, Esq.
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